I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 3, 2005

Signature: (Kevin M. Ketun, Patent Agent

0 6 2005

Docket No.: SPINE 3.0-455 CONT IV (PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Zubok et al.

Group Art Unit: 3738

Application No.: 10/776,651

Confirmation No.: 3384

Filed: February 11, 2004

Examiner: C. L. Miller

For: CERVICAL DISC REPLACEMENT

MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is respectfully requested that the references listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: May 3, 2005

Respectfully submitted,

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Complete if Known Substitute for form 1449A/B/PTO 10/776,651 Application Number INFORMATION DISCLOSURE February 11, 2004 Filing Date STATEMENT BY APPLICANT Rafail Zubok First Named Inventor 3738 (Use as many sheets as necessary) Examiner Name C. L. Miller SPINE 3.0-455 CONT IV Sheet 1 Attorney Docket Number

	U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2</sup> ( if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
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Substitute for form 1449A/B/PTO				Complete if Known		
		-		Application Number	10/776,651	
l In	NFORMATION	l Di	SCLOSURE	Filing Date	February 11, 2004	
S	STATEMENT BY APPLICANT			First Named Inventor	Rafail Zubok	
			,	Art Unit	3738	
(Use as many sheets as necessary)			necessary)	Examiner Name	C. L. Miller	
Sheet	2	of	2	Attorney Docket Number	SPINE 3.0-455 CONT IV	

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Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines,	
Initials*	No.1	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>

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NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>		

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<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.